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10/29/02

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231.		
Typed or Printed Name	Kimberly W. Zuehlke	
Signature <i>Kimberly W. Zuehlke</i>	Date	15 October 2002
RESPONSE TO ELECTION/RESTRICTION REQUIREMENT Address to: Commissioner of Patents and Trademarks Washington, D.C. 20231	Application No.	09/781,621
	Confirmation No.	9514
	Filing Date	February 12, 2001
	First Named Inventor	Shimon Weiss et al.
	Examiner	Ardin H. Marschel
	Group Art Unit	1631
	DOCKET No.	LBLB-002CIPCON

RECEIVED
OCT 25 2002
TECH CENTER 1600/2900

Sir:

This document is responsive to the Office Action dated September 5, 2002 for which a one month period for response was given and a petition and fee for one month extension of time is attached hereto making this response due on or before November 5, 2002.

REMARKS

In response to the Restriction Requirement applicants elect species B directed to nanocrystals linked to three-dimensional structure including embedding or encapsulating of said nanocrystal and use thereof with said embedding or encapsulation.

Applicants point out that generic claims remain within the application and applicants respectfully request examination of the generic claims which, if found allowable, should indicate that the allowability of claims encompassing species A or species B.

Should the generic claims be indicated as not allowable then the Examiner is directed to the examination of claims which encompass the elected species B which include claims 169-171.

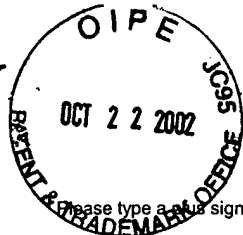
In the event any fees are due in connection with this matter or further petitions are required applicants petition for any required relief and authorize the Commissioner to charge the cost of such to our deposit account no. 50-0815. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required by this paper, or to credit any overpayment, to Deposit Account No. 50-0815, order number LBLB-002CIPCON.

Respectfully submitted,
BOZICEVIC, FIELD & FRANCIS LLP

Date: 15/04/02

By: [Signature]
Karl Bozicevic
Registration No. 28,807

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CP/1631

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PTO/SB/21 (08-00)

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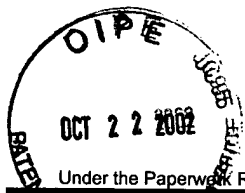
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)		Application Number	09/781,621	
		Filing Date	February 12, 2001	
		First Named Inventor	WEISS, SHIMON	
		Group Art Unit	1631	
		Examiner Name	MARSCHER, ARDIN H.	
Total Number of Pages in This Submission		6	Attorney Docket Number	LBLB-002CIPCON
ENCLOSURES (check all that apply)				
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group		
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences		
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)		
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information		
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter		
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):		
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	Response to Restriction Requirement; return receipt postcard		
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund			
<input type="checkbox"/> Certified Copy of Priority Documents	<input type="checkbox"/> CD, Number of CD(s) _____			
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks			
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53				
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT				
Firm or Individual Name	KARL BOZICEVIC, Reg. No. 28,807			
Signature				
Date	October 15, 2002			

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Typed or printed name	Kimberly Williams Zuehlke
Signature	
Date	October 15, 2002

Burden Hour Statement: This form is estimated to take .2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (10-01)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL
for FY 2002

Patent fees are subject to annual revision.

Complete if Known

Application Number	09/781,621
Filing Date	February 12, 2001
First Named Inventor	WEISS, SHIMON
Examiner Name	MARSCHER, ARDIN H.
Group Art Unit	1631
Attorney Docket No.	LBLB-002CIPCON

TOTAL AMOUNT OF PAYMENT (\$ 55.00)**METHOD OF PAYMENT**

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit overpayments to:
Deposit Account Number **50-0815**
Deposit Account Name **Bozicevic, Field & Francis LLP**
☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17
☒ Applicant Claims small entity status.
See 37 CFR 1.27

2. ☐ Payment Enclosed:☐ Check ☐ Credit Card ☐ Money Order ☐ Other**FEE CALCULATION****2. BASIC FILING FEE**

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
101 740 201 370		Utility filing fee	
106 330 206 165		Design filing fee	
107 510 207 255		Plant filing fee	
108 740 208 370		Reissue filing fee	
114 160 214 80		Provisional filing fee	

SUBTOTAL (1)**1. EXTRA CLAIM FEES**

Total Claims	Extra Claims	Fee from below	Fee Paid
26 -20**	=	x	=
Indep. Claims 2-3**	=	x	=
Multiple Dependent	=	=	=

Large Entity Fee Code	Small Entity Fee Code	Fee Description
103 18 203 9		Claims in excess of 20
102 84 202 42		Independent claims in excess of 3
104 280 204 140		Multiple dependent claim, if not paid
109 84 209 42		** Reissue independent claims over original patent
110 18 210 9		** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$

**or number previously paid, if greater; For Reissues, see above.

FEE CALCULATION (continued)

Large Entity Fee Code	Small Entity Fee Code	Fee Description	Fee Paid
105 130 205 65		Surcharge - late filing fee or oath	
127 50 227 25		Surcharge - late provisional filing fee or cover sheet	
139 130 139 130		Non-English specification	
147 2,520 147 2,520		For filing a request for <i>ex parte</i> reexamination	
112 920* 112 920*		Requesting publication of SIR prior to Examination action	
113 1,840* 113 1,840*		Requesting publication of SIR after Examiner action	
115 110 215 55		Extension for reply within first month	55.00
116 400 216 200		Extension for reply within second month	
117 920 217 460		Extension for reply within third month	
118 1,440 218 720		Extension for reply within fourth month	
128 1,960 228 980		Extension for reply within fifth month	
119 320 219 160		Notice of Appeal	
120 320 220 160		Filing a brief in support of an appeal	
121 280 221 140		Request for oral hearing	
138 1,510 138 1,510		Petition to institute a public use proceeding	
140 110 240 55		Petition to revive - unavoidable	
141 1,280 241 640		Petition to revive - unintentional	
142 1,280 242 640		Utility issue fee (or reissue)	
143 460 243 230		Design issue fee	
144 620 244 310		Plant issue fee	
122 130 122 130		Petitions to the Commissioner	
123 50 123 50		Processing fee under 37 CFR 1.17(q)	
126 180 126 180		Submission of Information Disclosure Stmt	
581 40 581 40		Recording each patent assignment per property (times number of properties)	
146 740 246 370		For each additional invention to be examined (37 CFR § 1.129(a))	
149 740 249 370		For each additional invention to be examined (37 CFR § 1.129(b))	
179 740 279 370		Request for Continued Examination (RCE)	
169 900 169 900		Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 55.00)**SUBMITTED BY****Complete (if applicable)**

Name (Print/Type)	Karl Bozicevic	Registration No. (Attorney/Agent)	28,807	Telephone	(650) 327-3400
Signature		Date	10/15/2002		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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